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A Mutual Insurance Company*

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 LOUIS DeSALVIO, an individual,

10 Plaintiff,

11 v.

12 ACUITY, A MUTUAL INSURANCE  
COMPANY; DOES 1 through 10 and ROE  
13 Business Entities 1 through 10, inclusive,

14 Defendants.

Case No: 2:19-cv-02013-GMN-BNW

**STIPULATION AND ORDER TO EXTEND:  
(1) THE DEADLINE FOR DEFENDANT TO  
FILE ITS REPLY IN SUPPORT OF  
MOTION FOR PARTIAL DISMISSAL OF  
PLAINTIFF'S COMPLAINT; AND (2)  
OPPOSITION TO PLAINTIFF'S  
COUNTER-MOTION FOR LEAVE TO  
FILE AMENDED COMPLAINT**

**(First Request)**

16 Defendant, Acuity, and Plaintiff, Louis DeSalvio, by and through the parties' respective  
17 counsel, stipulate and agree that the deadline for Acuity to file its Reply in Support of Motion for  
18 Partial Dismissal [ECF No. 5], filed on November 26, 2019 shall be extended from April 8, 2020 to  
19 April 24, 2020; and the deadline for Acuity to file an Opposition to Plaintiff's Motion for Leave to  
20 File Amended Complaint [ECF No. 12], filed on April 2, 2020, shall be extended from April 9, 2020  
21 and April 16, 2020, respectively, to May 15, 2020.

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1 This stipulation is submitted in compliance with LR IA 6-1. Good cause exists for the  
2 requested extensions as the parties are currently discussing and negotiating the potential dismissal of  
3 this action in favor of binding arbitration. The 702Firm Injury Attorneys ("The 702Firm") was  
4 recently retained by Plaintiff. The 702Firm also seeks additional time to retain and review Plaintiff's  
5 medical records. The parties agree that the requested extension is not being requested in bad faith or  
6 to delay these proceedings unnecessarily.

7 This is the parties' first request for an extension of the deadline.  
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9 Dated 8<sup>th</sup> day of April, 2020

Dated 8<sup>th</sup> day of April, 2020

10 **WILSON ELSEER MOSKOWITZ**  
11 **EDELMAN & DICKER LLP**

**THE 702FIRM INJURY ATTORNEYS**

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17 **MALCOLM P. LAVERGNE &**  
18 **ASSOCIATES**  
19 Malcolm P. LaVergne, Esq.  
20 Nevada Bar No. 10121  
21 *Attorneys for Plaintiff*

22 **IT IS SO ORDERED**

23 Dated this 8 day of April, 2020.  
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26 Gloria M. Navarro, District Judge  
27 United States District Court  
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